

IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MARYLAND, SOUTHERN DIVISION

BEYOND SYSTEMS, INC.,

Plaintiff,

v.

KEYNETICS INC., *et al.*,

Defendants.

FILED
MAR 08 2004
CLERK
U.S. DISTRICT COURT
SOUTHERN DIVISION
BALTIMORE, MD

MAR 08 2004

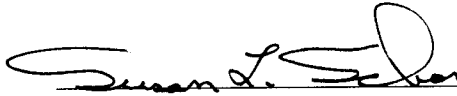
CLERK
U.S. DISTRICT COURT
SOUTHERN DIVISION
BALTIMORE, MD

Civil Action No.: **PJM 04 CV 686**

NOTICE OF REMOVAL

Pursuant to 28 U.S.C. § 1446(a), Defendant hereby gives notice of removal of the above-captioned action from the Maryland State Circuit Court for Montgomery County, Civil No. 248426-V, to the United States District Court for the District of Maryland, Southern Division. Defendant received Plaintiff's initial pleading on February 9, 2004, by certified mail, and thus, this notice of removal is timely filed pursuant to 28 U.S.C. § 1446(b). The District Court has original jurisdiction over this case based on 28 U.S.C. § 1332 where there is complete diversity of the parties and the amount in controversy is greater than \$75,000, and since the Defendant is not a citizen of Maryland, removal is proper under 28 U.S.C. 1441(a). See Gardner v. AMF Bowling Center, 271 F. Supp. 732 (D.Md. 2003). In accordance with 28 U.S.C. § 1446 and this Court's local rule 103(5), all process, pleadings, papers and orders received by Defendant are submitted with this notice.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Susan L. Schor", is written over a horizontal line.

Susan L. Schor
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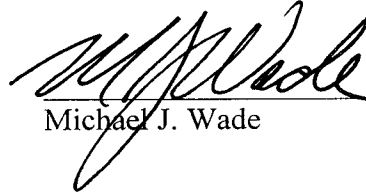
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Dated: March 8, 2004

Counsel for Defendant

CERTIFICATE OF SERVICE

I certify that on this 8th day of March 2004, I have caused to be served via first class mail, postage prepaid, a copy of the foregoing **NOTICE OF REMOVAL** on Stephen H. Ring, 316 East Diamond Avenue, Suite 102, Gaithersburg, MD 20877.

A handwritten signature in black ink, appearing to read "M. Wade", is written over a horizontal line.

Michael J. Wade